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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/590,570	08/24/2006	Ryouichi Tokioka	AI-422NP	8348
23995	7590	05/11/2010		
RABIN & Berdo, PC 1101 14TH STREET, NW SUITE 500 WASHINGTON, DC 20005			EXAMINER BINDA, GREGORY JOHN	
			ART UNIT 3679	PAPER NUMBER
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10590570	8/24/06	TOKIOKA ET AL.	AI-422NP

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## EXAMINER

Greg Binda

ART UNIT	PAPER
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3679

20100507

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**Please find below and/or attached an Office communication concerning this application or proceeding.**

## Commissioner for Patents

The information disclosure statement (IDS) filed April 29, 2010 fails to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP § 609 because although it includes a statement as specified in 37 CFR 1.97(e), that statement does not comport with facts of record. This is so because at least one of the items of information contained in the IDS was cited more than three months prior to the filing of the IDS. US 4,898,566 was cited in the information disclosure statement filed August 24, 2006.

Applicant is advised that the date of any re-submission of any item of information contained in this information disclosure statement or the submission of any missing element(s) will be the date of submission for purposes of determining compliance with the requirements based on the time of filing the statement, including all certification requirements for statements under 37 CFR 1.97(c). See MPEP § 609.05(a).

A marked-up copy of the IDS is attached.

/Greg Binda/  
Primary Examiner, Art Unit 3679